

AO 257 (Rev. 6/78)

DEFENDANT INFORMATION RELATIVE TO A CRIMINAL ACTION - IN U.S. DISTRICT COURTBY: ☐ COMPLAINT ☐ INFORMATION ☒ INDICTMENT
☐ SUPERSEDING**OFFENSE CHARGED**18 U.S.C. § 2252(a)(2) - Receipt of Child
Pornography;18 U.S.C. § 2252(a)(4)(B) - Possession of Child
Pornography☐ Petty
☐ Minor
☐ Misdemeanor
☒ Felony**PENALTY:**Count 1: 5 years mandatory, 20 years maximum imprisonment;
\$250,000 fine; up to lifetime supervised release; \$100 special
assessment. Count 2: 10 years imprisonment; \$250,000 fine;
lifetime supervised release and \$100 special assessment**PROCEEDING**

Name of Complainant Agency, or Person (& Title, if any)

Immigration and Customs Enforcement

☐ person is awaiting trial in another Federal or State
Court, give name of court☐ this person/proceeding is transferred from another
district per (circle one) FRCrP 20, 21 or 40. Show
District☐ this is a reprosecution of
charges previously dismissed
which were dismissed on
motion of:☐ U.S. Att'y ☐ Defense☐ this prosecution relates to a
pending case involving this same
defendant☐ prior proceedings or appearance(s)
before U.S. Magistrate regarding
this defendant were recorded underSHOW
DOCKET NO.MAGISTRATE
CASE NO.Name and Office of Person
Furnishing Information on
THIS FORM

JOSEPH P. RUSSONIELLO

☒ U.S. Att'y ☐ Other U.S. AgencyName of Asst. U.S. Att'y
(if assigned)

ANDREW S. HUANG, AUSA

Name of District Court, and/or Judge/Magistrate Location
NORTHERN DISTRICT OF CALIFORNIA

DEFENDANT - U.S.

CARLOS D. ARAIZA

DISTRICT COURT NUMBER

CR08-0214 CW

FILED
APR - 2 2008
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
OAKLAND**DEFENDANT****IS NOT IN CUSTODY**1) ☒ Has not been arrested, pending outcome this proceeding.
If not detained give date any prior summons
was served on above charges2) ☐ Is a Fugitive3) ☐ Is on Bail or Release from (show District)**IS IN CUSTODY**4) ☐ On this charge5) ☐ On another conviction6) ☐ Awaiting trial on other
charges☐ Fed'l ☐ State

If answer to (6) is "Yes", show name of institution

Has detainer
been filed?☐ Yes
☐ NoIf "Yes"
give date
filedDATE OF
ARREST

Month/Day/Year

Or... if Arresting Agency & Warrant were not

DATE TRANSFERRED
TO U.S. CUSTODY

Month/Day/Year

☐ This report amends AO 257 previously submitted**ADDITIONAL INFORMATION OR COMMENTS****PROCESS:**☐ SUMMONS ☐ NO PROCESS*☒ WARRANT Bail Amount: NO BAIL

If Summons, complete following:

☐ Arraignment ☐ Initial Appearance

Defendant Address:

*Where defendant previously apprehended on complaint, no new summons
or warrant needed, since Magistrate has scheduled arraignment

Date/Time:

Before Judge:

Comments:

United States District Court

FOR THE
NORTHERN DISTRICT OF CALIFORNIA
CRIMINAL DIVISION
VENUE: OAKLAND

E-filing

UNITED STATES OF AMERICA,
v.

CARLOS D. ARAIZA,

CR08-0214

CW

DEFENDANT.

INDICTMENT

18 U.S.C. § 2252(a)(2) - Receipt of Child Pornography;
18 U.S.C. § 2252(a)(4)(B) - Possession of Child
Pornography

A true bill.

 Foreman

Filed in open court this 2 day of
APRIL 2008

Clerk

Bail \$ No bail requested warrant.
Wayne D. Brazil 4-2-08

FILED
2008 APR -2 PM 3:20
RICHARD W. VIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

JOSEPH P. RUSSONIELLO (CABN 44332)
United States Attorney

FILED
2008 APR -2 PM 3:20
RICHARD W. WIEKING
CLERK, U.S. DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA,
Plaintiff,
v.
CARLOS D. ARAIZA,
Defendant.

No. **CR08-0214**
VIOLATIONS: 18 U.S.C. § 2252(a)(2) -
Receipt of Child Pornography; 18 U.S.C.
§ 2252(a)(4)(B) - Possession of Child
Pornography

INDICTMENT

The Grand Jury charges:

COUNT ONE: (Receipt of Child Pornography – 18 U.S.C. § 2252(a)(2))

In or about January 2005, in the Northern District of California, the defendant,
CARLOS D. ARAIZA,
did knowingly receive one or more visual depictions that had been mailed, and shipped and
transported in interstate and foreign commerce, by any means including by computer, knowing
that the production of such visual depictions involved the use of a minor engaging in sexually
explicit conduct, and that such visual depictions were of such conduct, all in violation of Title 18,
United States Code, Section 2252(a)(2).

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INDICTMENT

COUNT TWO: (Possession of Child Pornography – 18 U.S.C. § 2252(a)(4)(B))

In or about March 2005, in the Northern District of California, the defendant,

CARLOS D. ARAIZA,

knowingly possessed one or more matters, which contained visual depictions that had been mailed, and shipped and transported in interstate and foreign commerce, by any means including by computer, and which were produced using materials that had been mailed, and shipped and transported in interstate and foreign commerce, knowing that the production of such visual depictions involved the use of a minor engaging in sexually explicit conduct, and that such visual depictions were of such conduct, all in violation of Title 18, United States Code, Section 2252(a)(4)(B).

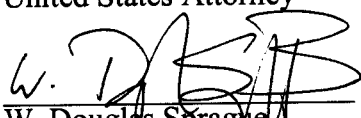
DATED:

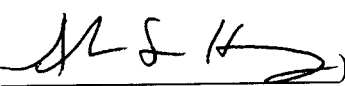
4-2-08

A TRUE BILL.


FOREPERSON

JOSEPH P. RUSSONIELLO
United States Attorney


W. Douglas Sprague
Chief, Oakland Branch

(Approved as to form: )

AUSA HUANG

INDICTMENT